

PATENT

ATTORNEY DOCKET NO.: MSF-7-CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Pressly et al	)	Examiner:	Unknown
S/N:	10/611,648	)	Art Unit:	3763
Filed:	07/01/2003	)	Conf. No.:	2083
Title:	Safety Syringe	)		

STATEMENT UNDER 37 CFR §1.97 ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

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P O Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby certifies that:

37 CFR §1.97(b)

/ x / The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR §1.97(c)

/ / The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b) provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

/ / the statement specified in 37 CFR 1.97(e); OR

/ / the fee set forth in 37 CFR 1.17(p).

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37 CFR §1.97 (d)

/\_\_\_/ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(d), and on or before payment of the issue fee, and is accompanied by the Statement as specified in 37 CFR 1.97(e) and the fee set forth in 37 CFR 1.17(p).

37 CFR §1.97(e)

/\_\_\_/ Statement under 37 CFR 1.97(e)(1) – Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

/\_\_\_/ Statement under 37 CFR 1.97(e)(2) – No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersign person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

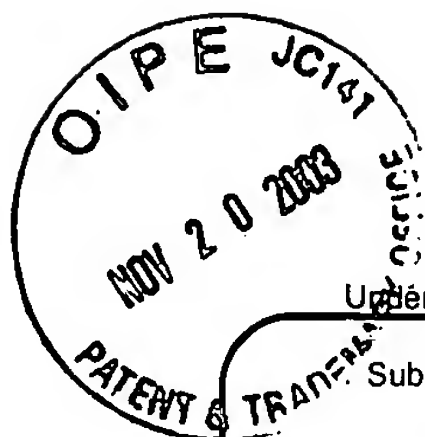
Please charge any additional fees required or credit any overpayments to Deposit Account No. 50-2802.

Respectfully submitted,

ROBERTSON & MULLINAX, LLC



J. Bennett Mullinax  
Reg. No. 36,221



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Filing Date	07/01/2003
First Named Inventor	William B. S. Pressly, Sr.
Art Unit	3763
Examiner Name	
Attorney Docket Number	MSF-7-CON

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 2,460,039	01/1949	Scherer et al	
		US- 2,902,035	09/1959	Hartley	
		US- 3,314,428	04/1967	Johnson et al	
		US- 3,941,129	03/1976	Pleznac	
		US- 4,009,716	03/1977	Cohen	
		US- 4,214,584	07/1980	Smirnov et al	
		US- 4,316,463	02/1982	Schmitz et al	
		US- 4,333,456	06/1982	Webb	
		US- 4,333,458	06/1982	Marguiles et al	
		US- 4,507,117	03/1985	Vining et al	
		US- 4,687,467	08/1987	Cygielski	
		US- 4,692,156	09/1987	Haller	
		US- 4,710,170	12/1987	Haber et al	
		US- 4,747,831	05/1988	Kulli	
		US- 4,808,169	02/1989	Haber et al	
		US- 4,826,484	05/1989	Haber et al	
		US- 4,838,863	06/1989	Allarad et al	
		US- 4,838,869	06/1989	Allard	
		US- 4,850,968	07/1989	Ramano	

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		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

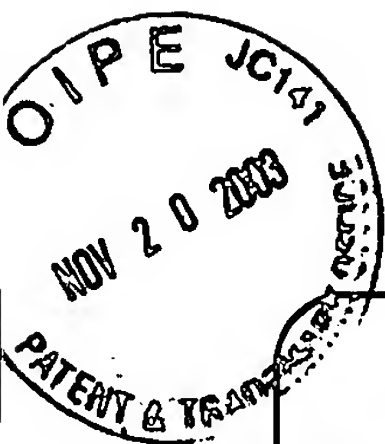
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		US- 4,908,022	03/1990	Haber	
		US- 4,915,692	04/1990	Verlier	
		US- 4,921,486	05/1990	DeChellis et al	
		US- 4,927,414	05/1990	Kulli	
		US- 4,947,863	08/1990	Haber et al	
		US- 4,973,316	11/1990	Dysarz	
		US- 4,978,343	12/1990	Dysarz et al	
		US- 4,994,034	12/1991	Botich et al	
		US- 4,997,423	03/1991	Okuda et al	
		US- 5,000,736	03/1991	Kaufhold, Jr. et al	
		US- 5,007,903	04/1991	Ellard	
		US- 5,019,044	05/1991	Tsao	
		US- 5,026,354	06/1991	Kocses	
		US- 5,049,133	09/1991	Villen Pascual	
		US- 5,053,010	10/1991	McGary et al	
		US- 5,064,419	11/1991	Gaard	
		US- 5,084,018	01/1992	Tsao	
		US- 5,098,402	03/1992	Davis	
		US- 5,114,404	05/1992	Paxton	

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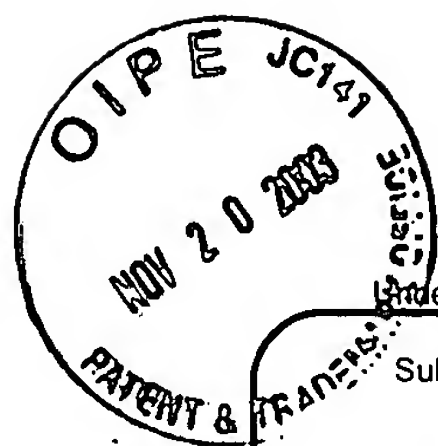
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		US- 5,114,410	05/1992	Caralt Batle	
		US- 5,120,310	06/1992	Shaw	
		US- 5,125,898	06/1992	Kaufhold, Jr. et al	
		US- 5,180,369	01/1993	Dysarz	
		US- 5,180,370	01/1993	Gillespie	
		US- 5,188,599	02/1993	Botich et al	
		US- 5,188,613	02/1993	Shaw	
		US- 5,190,526	03/1993	Murray et al	
		US- 5,201,710	04/1993	Casselli	
		US- 5,211,628	05/1993	Marshall	
		US- 5,211,629	05/1993	Pressly et al	
		US- 5,211,630	05/1993	Schmahmann	
		US- 5,215,533	06/1993	Robb	
		US- 5,221,262	06/1993	Kite	
		US- 5,242,402	09/1993	Chen	
		US- 5,242,405	09/1993	Howe	
		US- 5,259,840	11/1993	Boris	
		US- 5,267,961	12/1993	Shaw	
		US- 5,300,030	04/1994	Crossman et al	

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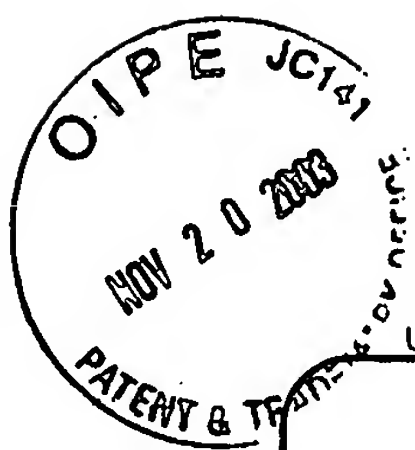
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		US- 5,342,308	08/1994	Ueyama et al	
		US- 5,342,310	12/1994	Haughton et al	
		US- 5,385,551	01/1995	Shaw	
		US- 5,389,076	02/1995	Shaw	
		US- 5,407,431	04/1995	Botich et al	
		US- 5,407,436	04/1995	Toft et al	
		US- 5,423,758	06/1995	Shaw	
		US- 5,578,011	11/1996	Shaw	
		US- 5,613,952	03/1997	Pressly, Sr. et al	
		US- 5,782,804	07/1998	McMahon	
		US- 5,800,403	09/1998	Pressley, Sr. et al	
		US- 6,605,073 B1	08/2003	Pressly, Sr. et al	
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